

TITLE 3: HEALTH AND SANITATION AND ANIMAL REGULATIONS

DIVISION 2: ANIMALS

Chapter 3: Dog Kennels

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32.031 Definitions.

For the purpose of this chapter, the following definitions shall be used:

- (a) "Dog" means a domesticated animal of the canine type; young animals (puppies) of this type are considered as dogs.
- (b) "Kennel" means a place where five (5) or more dogs over four (4) months of age are kept. The term "kennel" shall not apply to animal shelters operated by governmental agencies, or nonprofit societies for the care of stray dogs nor shall the term apply to veterinary hospitals keeping animals in the course of medical treatment.
- (c) "Breeding kennel" means a kennel in which dogs are kept for the primary purpose of breeding.
- (d) "Boarding kennel" means a kennel in which dogs owned by persons other than the kennel owner/operator are being cared for.
- (e) "Boarding and breeding kennel" means a kennel in which dogs are kept for boarding, breeding, training, marketing, or other purposes.
- (f) County Health Officer means the San Bernardino County Health Officer or any other person duly authorized to act on his/her behalf.

Adopted Ordinance 1093 (1963); Amended Ordinance 1455 (1968); Amended Ordinance 3908 (2004);

32.032 Requirement of a Permit.

Every person, firm or corporation engaged in operating, control, or management of a kennel as herein defined shall obtain a permit from the County Health Officer and shall pay an annual permit fee as specified in the County Fee Schedule.

Adopted Ordinance #1093 (1963); Amended Ordinance #1455 (1968); Amended Ordinance #3399 (1990);

32.033 Regulation.

- (a) No kennel shall be allowed to exist/operate unless proper land use regulations are met through the Office of Planning and/or Environmental Health Services prior to applying for a kennel permit from the Department of Public Health.
- (b) Any building or structure used in the housing or maintaining of said animals shall be approved by the County Building and Safety Department.
- (c) All dogs owned by, under the control of or in the possession of a kennel operator shall be subject to provisions of this chapter upon attaining the age of four (4) months. The County Health Officer shall have the power, upon the giving of ten (10) days notice by United States Postal Service to any permittee under this chapter and an opportunity to be heard, to revoke any permit granted to a kennel operator for violation of this chapter. Orders of the County Health Officer revoking a permit issued under this Chapter shall be appealable to the County Board of Supervisors who may appoint a hearing officer to conduct a hearing on their behalf pursuant to County Code § 12.270, et seq. Permittee shall request an appeal hearing within thirty (30) days from the mailing of notice of revocation to the permittee. The decision of the Board of Supervisors on such revocation appeal shall be final.
- (d) All dogs being kept or boarded in kennels shall be vaccinated pursuant to Section 32.035 of this chapter and licensed in the name of their owner. Failure to comply with this requirement shall be considered a violation of this chapter by the permittee.

Adopted Ordinance #1093 (1963); Amended Ordinance #1455 (1968); Amended Ordinance #3399 (1990);

32.034 Construction.

- (a) Adequate housing shall be provided for the protection of dogs from the elements.
- (b) Kennel runs shall be effectively enclosed by suitable fencing such as chain link, smooth concrete block, or other suitable fencing material. The exterior area of the premises shall be completely fenced or otherwise enclosed.
- (c) Outside runs or properly constructed indoor runs shall be provided in all kennels.

(1) Boarding kennel runs shall be constructed of concrete or other suitable type nonporous material. The floor shall slope one-fourth (1/4) inch per foot to a drain or to a drainway. All drains shall be properly plumbed, trapped, and vented and shall be connected to an approved underground disposal system which shall consist of a septic tank or seepage pit or leaching line as required by the Health Officer. Adequate ventilation must be provided for kennels with indoor runs. Each run shall be separated by a solid partition.

(2) Breeding kennel outdoor runs may be constructed of four (4) inch minimum thickness of pea gravel or other suitable aggregate. Indoor runs must be constructed as provided in (C)(1) above.

(d) Kennels shall not be constructed closer than one hundred (100) feet from any structure on adjacent property used for human habitation nor closer than forty (40) feet to any dwelling on the premises, except that of the owner/operator's home.

(e) Provisions shall be made in boarding and breeding kennels for the separation of kennel-owned dogs from those owned by other persons.

(f) Kennel operators shall take such measures as may be necessary to mitigate the occurrence of excessive barking or any noise that constitutes a public nuisance.

Adopted Ordinance #1093 (1963); Amended Ordinance #1455 (1968); Amended Ordinance #3399 (1990);

32.035 Required Vaccinations.

(a) All dogs four (4) months of age or older shall be currently vaccinated against rabies with a rabies vaccine approved by the California State Department of Health Services. Said rabies vaccination shall be performed only by a veterinarian who is duly licensed to practice in the State of California.

(b) In addition to such rabies vaccinations as may be required by this chapter, operators of boarding kennels and boarding and breeding kennels shall require proof that every dog kept, boarded or maintained at their facility shall be vaccinated against the following infectious and communicable diseases: canine distemper, Bordetella bronchiseptica infection, canine adenovirus infection, canine corona virus infection, canine parainfluenza virus infection, canine parvovirus infection, and Leptospira canicola and icterohemorrhagic.

Adopted Ordinance #1093 (1963); Amended Ordinance #1455 (1968); Amended Ordinance #3399 (1990);

32.036 Kennel Operations.

(a) Boarding kennels and boarding and breeding kennels shall maintain records of all animals being boarded which shall be available to the Health Officer or his/her deputy as necessary. With respect to each boarded animal, such records shall include, but not necessarily be limited to, the following information:

- (1) A physical description of the animal;
- (2) Documentary proof of current vaccinations as required under Section 32.035 of this chapter;
- (3) Name and address of the animal's owner;
- (4) Date and time of the animal's arrival at the kennel with the name and address of the person leaving the animal, if other than the animal's owner; and
- (5) Date and time of the animal's departure from the kennel, and the name and address of the person picking up the animal, if other than the animal's owner.

(b) Dogs owned by kennel operators which are allowed outside the confines of the kennel shall be vaccinated as required under Section 32.035 of this chapter, individually licensed, and shall have current license tag attached to the collar.

(c) All kennels, runs, buildings and other equipment and facilities used for the care of dogs shall be cleaned daily and shall be disinfected as necessary to prevent the spread of disease. Boarding kennels and boarding and breeding kennels shall disinfect all facilities used in the care of the dogs between each separate usage.

(d) All droppings shall be removed from kennel daily. Soiled papers and bedding material shall be removed from the kennel as frequently as necessary to maintain the kennel in a clean, sanitary manner. All such waste material shall be disposed of in a manner satisfactory to the Health Officer.

(e) Provisions shall be made for convenient access to clean food and water. Food and water containers shall be kept clean and sanitary. Animal feed shall be properly stored and protected from contamination and vermin infestation.

(f) The operator of every dog kennel shall be responsible to take appropriate preventive measures to preclude outbreaks of infectious and contagious diseases, and external parasites.

(g) It shall be a violation of this chapter to sell, give away, release, or otherwise dispose of an animal except for euthanasia, which has or is suspected of having or has been exposed to any contagious or infectious disease transmissible to other animals or to man, including but not limited to those diseases specified in Section 32.035 of this chapter and such other diseases as the Public Health Officer may from time to time designate. All such disease shall be reported to the County Health Officer or Public Health Veterinarian.

(h) Adequate provisions shall be made for the disposal of dead animals which shall be satisfactory to the Health Officer.

(i) All dogs upon reaching the age of four (4) months shall be vaccinated against rabies as provided herein, and when sold, the purchaser shall be provided with a copy of the "Certificate of Vaccination" issued by the veterinarian and shall be advised to secure a dog license tag within thirty (30) days from the date of purchase.

(j) The requirements of this section shall also apply to humane societies and pet shops.

Adopted Ordinance #1093 (1963); Amended Ordinance #3399 (1990);

32.037 Penalties.

Any person violating any of the provisions of Chapters 1, 2 or 3 of this division shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than five hundred dollars (\$500) or by imprisonment in the county jail for a period of not more than one hundred (100) days, or both such fine and imprisonment.

Adopted Ordinance #1093 (1963); Amended Ordinance #3399 (1990);